

HOUSE BILL No. 1657

DIGEST OF INTRODUCED BILL

Citations Affected: IC 13-17-9-1.

Synopsis: Open burning. Permits open burning of vegetation from agricultural land for maintenance purposes.

Effective: July 1, 2003.

Wolkins

January 21, 2003, read first time and referred to Committee on Environmental Affairs.

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First Regular Session 113th General Assembly (2003)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2002 Regular or Special Session of the General Assembly.

HOUSE BILL No. 1657

A BILL FOR AN ACT to amend the Indiana Code concerning environmental law.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 13-17-9-1, AS AMENDED BY P.L.1-1999,
2 SECTION 35, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2003]: Sec. 1. (a) Subject to section 3 of this chapter, a person
4 may open burn the following for maintenance purposes:

5 (1) Vegetation from:

6 (A) a farm;

7 **(B) agricultural land;**

8 (C) an orchard;

9 (D) a nursery;

10 (E) a tree farm;

11 (F) a cemetery; or

12 (G) a drainage ditch.

13 (2) Wood products derived from pruning or clearing a roadside by
14 a county highway department.

15 (3) Wood products derived from the initial clearing of a public
16 utility right-of-way if the open burn occurs in an unincorporated
17 area.



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- 1 (4) Undesirable:
2 (A) wood structures on real property; or
3 (B) wood remnants of the demolition of a predominantly
4 wooden structure originally located on real property;
5 located in an unincorporated area.
6 (b) A person who is allowed to open burn under subsection (a) is not
7 required to obtain:
8 (1) a permit; or
9 (2) any other authorization;
10 from the department, a unit of local government, or a volunteer fire
11 department before conducting the open burning.

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